

#4



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/824,647	04/04/2001	Ginette Serrero	A7542.0000/P001-E

CONFIRMATION NO. 2662

FORMALITIES LETTER



OC000000007703837

James W. Brady, Jr.
DICKSTEIN SHAPIRO MORIN & OSHINSKY
2101 L. Street NW
Washington, DC 20037-1526



Date Mailed: 03/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/15/2002 SFELEKE1 00000076 09824647
01 FC:205
65.00 OP

Please type a plus sign inside this box

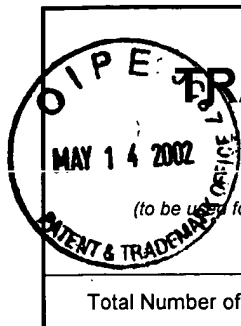


Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

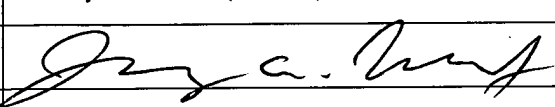
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

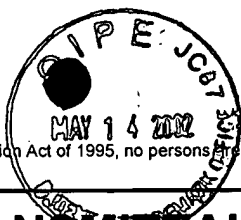
 TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/824,647
	Filing Date	April 4, 2001
	First Named Inventor	Dr. Ginette Serrero
	Group Art Unit	1642
	Examiner Name	N. Davis
Total Number of Pages in This Submission	Attorney Docket Number	A7542.0000/P001-E

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Assignment Papers (15 pages) (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney (2 pages) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) Declaration (4 pages) Recordation Form (1 page)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP Jeremy A. Cubert (40,399)
Signature	
Date	May 14, 2002



<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2002</h3> <p style="margin: 0; font-size: small;">Patent fees are subject to annual revision.</p>		<p style="margin: 0; font-weight: bold;">Complete if Known</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/824,647-Conf. #2662</td> </tr> <tr> <td>Filing Date</td> <td>April 4, 2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Dr. Ginette Serrero</td> </tr> <tr> <td>Examiner Name</td> <td>N. Davis</td> </tr> <tr> <td>Group Art Unit</td> <td>1642</td> </tr> <tr> <td>Attorney Docket No.</td> <td>A7542.0000/P001-E</td> </tr> </table>		Application Number	09/824,647-Conf. #2662	Filing Date	April 4, 2001	First Named Inventor	Dr. Ginette Serrero	Examiner Name	N. Davis	Group Art Unit	1642	Attorney Docket No.	A7542.0000/P001-E
Application Number	09/824,647-Conf. #2662														
Filing Date	April 4, 2001														
First Named Inventor	Dr. Ginette Serrero														
Examiner Name	N. Davis														
Group Art Unit	1642														
Attorney Docket No.	A7542.0000/P001-E														
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27															
TOTAL AMOUNT OF PAYMENT (\$) 105.00															

<p>METHOD OF PAYMENT (check all that apply)</p> <p> <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None </p> <p> <input type="checkbox"/> Deposit Account </p> <p> Deposit Account Number: 04-1073 </p> <p> Deposit Account Name: Dickstein Shapiro Morin & Oshinsky LLP </p> <p>The Commissioner is hereby authorized to: (check all that apply)</p> <p> <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments </p> <p> <input type="checkbox"/> Charge any additional fee(s) during the pendency of this application </p> <p> <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account. </p>	<p>FEE CALCULATION (continued)</p> <p>3. ADDITIONAL FEES</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>105</td> <td>130</td> <td>205</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td>65.00</td> </tr> <tr> <td>127</td> <td>50</td> <td>227</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet.</td> <td></td> </tr> <tr> <td>139</td> <td>130</td> <td>139</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>147</td> <td>2,520</td> <td>147</td> <td>2,520</td> <td>For filing a request for <i>ex parte</i> reexamination</td> <td></td> </tr> <tr> <td>112</td> <td>920*</td> <td>112</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113</td> <td>1,840*</td> <td>113</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115</td> <td>110</td> <td>215</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>116</td> <td>400</td> <td>216</td> <td>200</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>117</td> <td>920</td> <td>217</td> <td>460</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>118</td> <td>1,440</td> <td>218</td> <td>720</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128</td> <td>1,960</td> <td>228</td> <td>980</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119</td> <td>320</td> <td>219</td> <td>160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>120</td> <td>320</td> <td>220</td> <td>160</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121</td> <td>280</td> <td>221</td> <td>140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>138</td> <td>1,510</td> <td>138</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140</td> <td>110</td> <td>240</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>141</td> <td>1,280</td> <td>241</td> <td>640</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>142</td> <td>1,280</td> <td>242</td> <td>640</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>143</td> <td>460</td> <td>243</td> <td>230</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>144</td> <td>620</td> <td>244</td> <td>310</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>123</td> <td>50</td> <td>123</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(q)</td> <td></td> </tr> <tr> <td>126</td> <td>180</td> <td>126</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>581</td> <td>40</td> <td>581</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td>40.00</td> </tr> <tr> <td>146</td> <td>740</td> <td>246</td> <td>370</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>149</td> <td>740</td> <td>249</td> <td>370</td> <td>For each additional invention to be</td> <td></td> </tr> <tr> <td>179</td> <td>740</td> <td>279</td> <td>370</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>169</td> <td>900</td> <td>169</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="5">Other fee (specify) _____</td> <td></td> </tr> <tr> <td colspan="5"> Subtotal (1) (\$) 0.00 </td> <td></td> </tr> </tbody> </table>	Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	105	130	205	65	Surcharge - late filing fee or oath	65.00	127	50	227	25	Surcharge - late provisional filing fee or cover sheet.		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	400	216	200	Extension for reply within second month		117	920	217	460	Extension for reply within third month		118	1,440	218	720	Extension for reply within fourth month		128	1,960	228	980	Extension for reply within fifth month		119	320	219	160	Notice of Appeal		120	320	220	160	Filing a brief in support of an appeal		121	280	221	140	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,280	241	640	Petition to revive - unintentional		142	1,280	242	640	Utility issue fee (or reissue)		143	460	243	230	Design issue fee		144	620	244	310	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Processing fee under 37 CFR 1.17(q)		126	180	126	180	Submission of Information Disclosure Stmt		581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00	146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))		149	740	249	370	For each additional invention to be		179	740	279	370	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify) _____						Subtotal (1) (\$) 0.00					
Large Entity		Small Entity		Fee Description	Fee Paid																																																																																																																																																																																										
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																																																																																												
105	130	205	65	Surcharge - late filing fee or oath	65.00																																																																																																																																																																																										
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.																																																																																																																																																																																											
139	130	139	130	Non-English specification																																																																																																																																																																																											
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination																																																																																																																																																																																											
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																											
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																											
115	110	215	55	Extension for reply within first month																																																																																																																																																																																											
116	400	216	200	Extension for reply within second month																																																																																																																																																																																											
117	920	217	460	Extension for reply within third month																																																																																																																																																																																											
118	1,440	218	720	Extension for reply within fourth month																																																																																																																																																																																											
128	1,960	228	980	Extension for reply within fifth month																																																																																																																																																																																											
119	320	219	160	Notice of Appeal																																																																																																																																																																																											
120	320	220	160	Filing a brief in support of an appeal																																																																																																																																																																																											
121	280	221	140	Request for oral hearing																																																																																																																																																																																											
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																											
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																																											
141	1,280	241	640	Petition to revive - unintentional																																																																																																																																																																																											
142	1,280	242	640	Utility issue fee (or reissue)																																																																																																																																																																																											
143	460	243	230	Design issue fee																																																																																																																																																																																											
144	620	244	310	Plant issue fee																																																																																																																																																																																											
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																											
123	50	123	50	Processing fee under 37 CFR 1.17(q)																																																																																																																																																																																											
126	180	126	180	Submission of Information Disclosure Stmt																																																																																																																																																																																											
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00																																																																																																																																																																																										
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																																																																											
149	740	249	370	For each additional invention to be																																																																																																																																																																																											
179	740	279	370	Request for Continued Examination (RCE)																																																																																																																																																																																											
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																																											
Other fee (specify) _____																																																																																																																																																																																															
Subtotal (1) (\$) 0.00																																																																																																																																																																																															

<p>1. BASIC FILING FEE</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>101</td> <td>740</td> <td>201</td> <td>370</td> <td>Utility filing fee</td> <td></td> </tr> <tr> <td>106</td> <td>330</td> <td>206</td> <td>165</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>107</td> <td>510</td> <td>207</td> <td>255</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>108</td> <td>740</td> <td>208</td> <td>370</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>114</td> <td>160</td> <td>214</td> <td>80</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (1)</td> <td>0.00</td> </tr> </tbody> </table>		Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	101	740	201	370	Utility filing fee		106	330	206	165	Design filing fee		107	510	207	255	Plant filing fee		108	740	208	370	Reissue filing fee		114	160	214	80	Provisional filing fee		SUBTOTAL (1)					0.00	<p>2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2"></th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td><input type="text"/></td> <td>-** =</td> <td><input type="text"/> x <input type="text"/></td> <td>= <input type="text"/></td> </tr> <tr> <td>Independent Claims</td> <td><input type="text"/></td> <td>-** =</td> <td><input type="text"/> x <input type="text"/></td> <td>= <input type="text"/></td> </tr> <tr> <td>Multiple Dependent</td> <td><input type="text"/></td> <td></td> <td><input type="text"/></td> <td>= <input type="text"/></td> </tr> </tbody> </table> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>103</td> <td>18</td> <td>203</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>102</td> <td>84</td> <td>202</td> <td>42</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>104</td> <td>280</td> <td>204</td> <td>140</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>109</td> <td>84</td> <td>209</td> <td>42</td> <td>** Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>110</td> <td>18</td> <td>210</td> <td>9</td> <td>** Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (2)</td> <td>0.00</td> </tr> </tbody> </table> <p style="font-size: x-small;">**or number previously paid, if greater; For Reissues, see above</p>				Extra Claims	Fee from below	Fee Paid	Total Claims	<input type="text"/>	-** =	<input type="text"/> x <input type="text"/>	= <input type="text"/>	Independent Claims	<input type="text"/>	-** =	<input type="text"/> x <input type="text"/>	= <input type="text"/>	Multiple Dependent	<input type="text"/>		<input type="text"/>	= <input type="text"/>	Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	103	18	203	9	Claims in excess of 20		102	84	202	42	Independent claims in excess of 3		104	280	204	140	Multiple dependent claim, if not paid		109	84	209	42	** Reissue independent claims over original patent		110	18	210	9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2)					0.00
Large Entity		Small Entity		Fee Description	Fee Paid																																																																																																														
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																
101	740	201	370	Utility filing fee																																																																																																															
106	330	206	165	Design filing fee																																																																																																															
107	510	207	255	Plant filing fee																																																																																																															
108	740	208	370	Reissue filing fee																																																																																																															
114	160	214	80	Provisional filing fee																																																																																																															
SUBTOTAL (1)					0.00																																																																																																														
		Extra Claims	Fee from below	Fee Paid																																																																																																															
Total Claims	<input type="text"/>	-** =	<input type="text"/> x <input type="text"/>	= <input type="text"/>																																																																																																															
Independent Claims	<input type="text"/>	-** =	<input type="text"/> x <input type="text"/>	= <input type="text"/>																																																																																																															
Multiple Dependent	<input type="text"/>		<input type="text"/>	= <input type="text"/>																																																																																																															
Large Entity		Small Entity		Fee Description	Fee Paid																																																																																																														
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																
103	18	203	9	Claims in excess of 20																																																																																																															
102	84	202	42	Independent claims in excess of 3																																																																																																															
104	280	204	140	Multiple dependent claim, if not paid																																																																																																															
109	84	209	42	** Reissue independent claims over original patent																																																																																																															
110	18	210	9	** Reissue claims in excess of 20 and over original patent																																																																																																															
SUBTOTAL (2)					0.00																																																																																																														

<p>SUBMITTED BY</p> <p>Name (Print/Type) Jeremy A. Cubert</p> <p>Signature </p>		<p>Registration No. (Attorney/Agent) 40,399</p> <p>Date May 14, 2002</p>	
--	--	--	--



Docket No.: A7542.0000/P001-E
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Dr. Ginette Serrero

Application No.: 09/824,647

Group Art Unit: 1642

Filed: April 4, 2001

Examiner: N. Davis

For: 88KDA TUMORIGENIC GROWTH
FACTOR AND ANTAGONISTS

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

Dear Sir:


In response to the Notice to File Missing Parts of Application – Filing Date
Granted mailed March 25, 2002, Applicant respectfully submits a Declaration, a Power of
Attorney, and an Assignment.

Our check in the amount of \$105.00 covering the fee set forth in 37 CFR
1.16(e) and the recordation fee is enclosed. The Commissioner is hereby authorized to
charge any deficiency in the fees filed, asserted to be filed or which should have been filed
herewith (or with any paper hereafter filed in this application by this firm) to our Deposit
Account No. 04-1073, under Order No. A7542.0000/P001-E.

Dated: May 14, 2002

Respectfully submitted,

By


James W. Brady, Jr.

Registration No.: 40,399

Jeremy A. Cubert

Registration No.: 40,399

DICKSTEIN SHAPIRO MORIN &
OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorneys for Applicant